

## CLASSIFICATION OFFICE DECISION

**Title of publication:** 27A3695E94188609

**Other known title(s):** Not stated

**OFLC ref:** 2000036.006

**Medium:** Image File

**Publisher:** Not stated

**Country of origin:** Not stated

**Language:** Not applicable

**Applicant:** Commissioner of Police

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| <b>Classification:</b> | Objectionable. |
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**Descriptive note:** None

**Display conditions:** None

**Date of entry in Register:** 07 April 2020

**Date of direction to issue a label:** No direction to issue a label has been issued

**Date of notice of decision:** 07 April 2020

### Summary of reasons for decision:

The image file explicitly depicts a man involving a girl, who is an older child or young teen, in a sexual act and is a record of her sexual abuse. It is deemed objectionable under s3(2)(a) of the Films, Videos and Publications Classification Act 1993 because It promotes and supports the exploitation of children or young persons for sexual purposes. The image creates and encourages the idea that young girls are sexually aware and ready for sexual activity with adults by showing her as a willing participant in her abuse. It can only be for the purpose of sexually arousing those with an interest in young girls. The objectionable classification interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention that publications falling within s3(2)(a) be banned. This also reflects the concern of a free and democratic society to protect its young and vulnerable members from sexual exploitation.